

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MISSOURI

JOSHUA WARREN,

Plaintiff,

v.

MOUNT ETNA PARTNERS, LLC,
RONALD BLACKBURN and
GARRETT REINCKE,

Defendants.

)
)
)
)
)
)
)
)
)
)
)

CASE NO: 3:21-cv-05091-MDH

**PLAINTIFF'S NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE
OF MOUNT ETNA PARTNERS, LLC PURSUANT TO RULE 41(a)(1)(A)**

COMES NOW Plaintiff Joshua Warren, by and through his counsel of record, and pursuant to Federal Rule of Civil Procedure files his Notice of Voluntary Dismissal Without Prejudice of Mount Etna Partners, LLC, and in support states as follows:

1. Ronald Blackburn has not been served with the Complaint and therefore no Answer has been filed.

2. Under Rule 41(a)(1)(i), a Notice of Dismissal without order of Court is sufficient to effect dismissal.

3. This Notice of Dismissal does not affect the other Defendant, Garrett Reincke, which will remain pending.

WHEREFORE, Plaintiff prays for an order of dismissal without prejudice of Mount Etna Partners, LLC pursuant to Rule 41(a)(1)(A), and for such other and further relief as this Court deems just and proper in the circumstances.

Respectfully submitted,

BUCHANAN, WILLIAMS & O'BRIEN, P.C.

/s/ James V. O'Brien

James V. O'Brien, MO Bar #31161

Andrew S. Buchanan, MO Bar #53824

1105 E 32nd St., Ste 5

Joplin, MO 64804

Telephone: 417-623-8220

Facsimile: 417-781-9706

E-Mail: jobrien@bwoattorneys.com

abuchanan@bwoattorneys.com

Attorneys for Plaintiff

CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing was sent via the Court's electronic filing system, this 30th day of August, 2023 and via US Mail to:

Garrett Reincke
10714 Lake Alice Cove
Odessa, FL 33556

/s/ James V. O'Brien